

**United States District Court
Central District of California**

(R08-50068-PAX-MHM)

UNITED STATES OF AMERICA vs.

Defendant's Name Scott David Williams
& Residence Metropolitan Detention Center
 Address 535 North Alameda Street
Los Angeles, CA 90012

SA
 Docket No. CR - 96-8 AHS
 Social Security No. -3108
 Mailing Address _____
Long Beach, CA

JUDGMENT AND PROBATION/COMMITMENT ORDER

In the presence of the attorney for the government, the defendant appeared in person on this date.

ENTERED

MONTH	DAY	YEAR
<u>10</u>	<u>21</u>	<u>96</u>

COUNSEL	<input type="checkbox"/> WITHOUT COUNSEL	However, the Court advised defendant of right to counsel and asked whether defendant desired to have counsel appointed by the Court and the defendant thereupon waived assistance of counsel.
	<input checked="" type="checkbox"/> WITH COUNSEL	<u>Craig Wilke, DFPD</u> (Name of Counsel)
PLEA	<input checked="" type="checkbox"/> GUILTY	CLERK, U.S. DISTRICT COURT CENTRAL DISTRICT OF CALIFORNIA PROBATION SANTA ANA OFFICE
FINDING	<input type="checkbox"/> GUILTY	BY [initials] DEPUTY
There being a finding/verdict of <input type="checkbox"/> GUILTY , defendant has been convicted as charged of the offense(s) of: 18 U.S.C. §2113(a): Bank Robbery (Single-Count Indictment), Class C Felony		

**JUDGMENT
AND PROB./
COMMITMENT
ORDER**

The Court asked whether defendant had anything to say why judgment should not be pronounced. Because no sufficient cause to the contrary was shown, or appeared to the Court, the Court adjudged the defendant guilty as charged and convicted and ordered that: Pursuant to the Sentencing Reform Act of 1984, it is the judgment of the Court that the defendant is hereby committed to the custody of the Bureau of Prisons to be imprisoned for a term of: 151 months on Count 1 of the Indictment.

Upon release from imprisonment, the defendant shall be placed on supervised release for a term of three years under the following terms and conditions:

1. The defendant shall comply with the rules and regulations of the U.S. Probation Office and General Order 318;
2. The defendant shall participate in outpatient substance abuse treatment and submit to drug and alcohol testing, as instructed by the Probation Officer. The defendant shall abstain from using illicit drugs and alcohol, abstain from using illicit drugs and alcohol, and abusing prescription medications during the period of supervision;
3. If deemed necessary by the Probation Officer, the defendant shall reside at an participate in a residential drug treatment program approved by the U.S. Probation Office for treatment of narcotic addiction or drug dependency, which may include counseling and testing, to determine if the defendant has reverted to the use of drugs, until discharged by the Program Director and Probation Officer;
4. If the amount of any mandatory assessment, restitution or fine imposed by this judgment remains unpaid at the commencement of the term of community supervision, the defendant shall pay such remainder as directed by the

In addition to the special conditions of supervision imposed above, it is hereby ordered that the Standard Conditions of Probation and Supervised Release set out on the reverse side of this judgment be imposed. The Court may change the conditions of supervision, reduce or extend the period of supervision, and at any time during the supervision period or within the maximum period permitted by law, may issue a warrant and revoke supervision for a violation occurring during the supervision period.

This is a direct commitment to the Bureau of Prisons, and the Court has NO OBJECTION should the Bureau of Prisons designate defendant to a Community Corrections Center.

Signed By: U.S. District Judge CONTINUED ON PAGE 2 U.S. Magistrate _____

SHERRI R. CARTER, CLERK
XFRANKIE GOODPOXXERK

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It is ordered that the Clerk deliver a certified copy of this Judgment and Probation/Commitment Order to the U.S. Marshal or other qualified officer.

Dated / Filed _____ By _____ ENTERED ON ICMIS _____ Deputy Cle Dockets.Justia.com

United States District Court
Central District of California

UNITED STATES OF AMERICA

SA
Docket No. CR - 96-8 AHS

vs

Scott David Williams

Date OCTOBER 21, 1996

JUDGMENT AND PROBATION/COMMITMENT ORDER

Continued from Page 1

Probation Officer.

Pursuant to 18 U.S.C. §3663, it is ordered that the defendant shall make restitution to the following aggrieved party in the following amount to commence once the defendant is placed on supervised release:

Home Bank - \$760.00
17010 Magnolia Avenue
Fountain Valley, CA

Pursuant to Section 5El.2(f) of the Guidelines, all fines are waived, including the costs of imprisonment and supervision, as it is found that the defendant does not have the ability to pay.

IT IS FURTHER ORDERED that the defendant shall pay to the United States a special assessment of \$50.00.

The Court recommends that the Bureau of Prisons designate the defendant to an institution which offers a 500 hour drug treatment program and further recommends placement at Terminal Island, California, at the request of the defendant.

P

Signed By: U.S. District Judge

Alicemarie H. Stotler
Alicemarie H. Stotler

U.S. Magistrate

Sherri R. Carter, Clerk
~~KROMARXXXBROSNYAXXQLEKXX~~

Dated/Filed

OCT 23 1996

By

Paul D. Pearson
Deputy Clerk

Defendant: Scott David Williams
Case Number: SA CR 96-8 AHS

Judgment--Page 1 of 1

STATEMENT OF REASONS

The court adopts the factual findings and guideline application in the presentence report.

OR

The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

Guideline Range Determined by the Court:

Total Offense Level: 29

Criminal History Category: VI

Imprisonment Range: 151-188 months

Supervised Release Range: 2-3 years

Fine Range: \$ 15,000 to \$ 150,000

Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ 760.00

- Restitution is not ordered because the complication and prolongation of the sentencing process resulting from the fashioning of a restitution order outweighs the need to provide restitution to any victims, pursuant to 18 U.S.C. § 3663(d).
- For offenses that require the total amount of loss to be stated, pursuant to Chapters 109A, 110, 110A, and 113A of Title 18, restitution is not ordered because the economic circumstances of the defendant do not allow for the payment of any amount of a restitution order, and do not allow for the payment of any or some portion of a restitution order in the foreseeable future under any reasonable schedule of payments.
- Partial restitution is ordered for the following reason(s):

The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

See attached Tentative Ruling

OR

The sentence departs from the guideline range

upon motion of the government, as a result of defendant's substantial assistance.

for the following reason(s):

The Tentative Ruling distributed to the parties at the time of sentencing is attached.

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
SOUTHERN DIVISION

THE HONORABLE ALICEMARIE H. STOTLER, JUDGE, PRESIDING

TENTATIVE RULING ON SENTENCING

October 21, 1996 Calendar No. 43

CASE: United States of America v. Scott David Williams
SA CR 96-8 AHS

PROCEEDING: Sentencing Under Guidelines Pursuant to a Plea
Agreement, Fed. R. Crim. P. 11(e)(1)(A)

1. On September 3, 1996, the Probation Office disclosed the Presentence Investigation Report ("PSR"). The government filed its position on October 2, 1996; defendant filed his position on October 8, 1996. Defendant had 35 days to review the PSR, as required by Federal Rule of Criminal Procedure 32(b)(6)(A). There being no objections to the factual statements contained in the PSR, the Court adopts those statements as its findings of fact. The government recommends sentencing defendant at the low end of the guideline range.

2. The applicable guidelines are:

Total Offense Level: 29;

Criminal History Category: VI;

151 to 188 months imprisonment;

2 to 3 years supervised release, pursuant to § 5D1.2;

\$15,000 to \$150,000 fine, pursuant to § 5E1.2 of the Guidelines.

3. In light of the Probation Office's determination that defendant does not have the present ability to pay a fine, the Court waives payment of the fine pursuant to § 5E1.2(f) of the Guidelines.

4. Defendant is ordered to pay restitution.

5. Defendant is ordered to pay a \$50.00 special assessment to the United States, pursuant to 18 U.S.C. § 3013(a).

6. The Court notes that, pursuant to the plea agreement, defendant waived the right to appeal his sentence in certain circumstances.

I hereby attest and certify on 8-29-08
that the foregoing document is a full, true
and correct copy of the original on file in
my office, and in my legal custody.

CLERK U.S. DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

Marynals
DEPUTY CLERK



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